

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of CHRISTOPHER DEVON
McDANIEL, Minor.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

DWAYNE WALKER,

Respondent-Appellant,

and

CHRISTINE MCDANIEL,

Respondent.

UNPUBLISHED
March 27, 2001

No. 227229
Saginaw Circuit Court
Family Division
LC No. 99-025879-NA

Before: Talbot, P.J., and Sawyer and F. L. Borchard*, JJ.

MEMORANDUM.

Respondent-appellant appeals as of right from the family court order terminating his parental rights to the minor child under MCL 712A.19b(3)(c)(i) and (g); MSA 27.3178(598.19b)(3)(c)(i) and (g).¹ We affirm.

The family court did not clearly err in finding that the statutory grounds for termination were established by clear and convincing evidence. MCR 5.974(I); *In re Miller*, 433 Mich 331, 337; 445 NW2d 161 (1989). Further the evidence did not show that termination of respondent-

* Circuit judge, sitting on the Court of Appeals by assignment.

¹ Although respondent-appellant asserts that the family court also terminated his parental rights under §§ 19b(3)(h) and (j), the record indicates that the family court specifically found § 19b(3)(h) to be inapplicable, and that it relied on § 19b(3)(j) only with respect to respondent Christine McDaniel, who is not a party to this appeal.

appellant's parental rights was clearly not in the child's best interests. MCL 712A.19b(5); MSA 27.3178(598.19b)(5). *In re Trejo*, 462 Mich 341, 356-357; 612 NW2d 407 (2000). Thus, the family court did not err in terminating respondent-appellant's parental rights to the child.

Affirmed.

/s/ Michael J. Talbot

/s/ David H. Sawyer

/s/ Fred L. Borchard